

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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VR GLOBAL PARTNERS, L.P. PATON HOLDINGS	:
LTD., VR CAPITAL GROUP LTD., AND VR	:
ARGENTINA RECOVERY FUND, LTD.,	:
	:
Plaintiffs,	:
	:
- against -	:
	:
PHILIP R. BENNETT, ET AL.,	:
	:
Defendants.	:
-----X	

No. 07 CIV 8686 (GEL)  
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CAPITAL MANAGEMENT SELECT FUND LTD.,	:
INVESTMENT & DEVELOPMENT FINANCE	:
CORPORATION, IDC FINANCIAL S.A.,	:
	:
Plaintiffs,	:
	:
- against -	:
	:
PHILIP R. BENNETT, ET AL.,	:
	:
Defendants.	:
-----X	

No. 07 Civ. 8688 (GEL)

**NOTICE OF MOTION TO DISMISS BY DEFENDANT PHILIP SILVERMAN**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law dated February 21, 2008, the accompanying Declaration of Richard Cashman, dated February 21, 2008, and Exhibits 1-3 thereto, the Complaints and all of the other documents filed in the above-captioned actions, defendant Philip Silverman, by and through his undersigned counsel, will move this Court, before the Honorable Gerard E. Lynch, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, at a date and time to be determined by the Court, pursuant to Rules 9(b) and 12(b)(6) of the Federal Rules of Civil Procedure, and the Private Securities Litigation Reform Act, 15 U.S.C. § 78u-4(b), for an Order dismissing with prejudice all claims asserted against him in the Complaints filed in the above-captioned actions.

PLEASE TAKE FURTHER NOTICE that Mr. Silverman requests oral argument before the Court on his motion to dismiss.

PLEASE TAKE FURTHER NOTICE that, pursuant to the October 30, 2007 order of the Court, all papers in opposition to this motion shall be filed by April 21, 2008.

Dated: New York, New York  
February 21, 2008

Respectfully submitted,  
  
HELLER EHRMAN LLP

By                     /s/ Richard Cashman                      
Lawrence J. Zweifach (LZ-8641)  
lawrence.zweifach@hellerehrman.com  
Richard Cashman (RC-4769)  
richard.cashman@hellerehrman.com  
Eric Creizman (EC-7684)  
eric.creizman@hellerehrman.com  
Times Square Tower  
7 Times Square  
New York, New York 10036-6524  
Telephone: (212) 832-8300  
Facsimile: (212) 763-7600

*Attorneys for Defendant Philip Silverman*

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